



Attorneys at Law

Suite 2800 1100 Peachtree St.
Atlanta GA 30309-4530
t 404 815 6500 f 404 815 6555
www.KilpatrickStockton.com

direct dial 404 685 6799
direct fax 404 541 3244

BHolmes@KilpatrickStockton.com

August 17, 2006

Mr. Derek Young
144 Coolidge St., Apt. 2
Brookline, MA 02446

Re: Utility Serial No. 09/662,737
For: A System for Aggregating Information From Enterprises
Offering Items for Exchange Over A Communication Network
Filed: September 15, 2000
Our Ref.: L9090/269360

and

Re: Utility Serial No. 09/428,702
Filed: October 27, 1999
Title: "A System for Aggregating Information From Enterprises
Offering Items for Exchange Over a Communication Network"
Our Ref.: L9090/269367

Dear Mr. Young:

We represent Landmark Communications, Inc. with respect to the above-referenced patent applications for which you are a named inventor. Currently the two applications are pending at the U.S. Patent and Trademark Office.

We discussed the development history of the inventions described in the applications with Kimbo Mundy and have prepared the enclosed declarations for your signature. Please execute the declarations and return them to us in the enclosed postage-paid envelope. We intend to file the declarations with the Patent Office. Please contact me if you have any changes to the declaration or if you did not contribute to the concept of using categories and keywords.

Also, please advise us if you have current contact information for Derek Young. Our previous correspondence to him was returned as undeliverable.

Thank you for your cooperation.

Very truly yours,

A handwritten signature in black ink, appearing to read "Brenda O. Holmes".

Brenda O. Holmes, Esq.

BOH/ljw

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|-------------|---|-----------------|-------------------------|
| APPLICANT: | Kimbo Mundy et al. | | |
| SERIAL NO.: | 09/662,737 | GROUP ART UNIT: | 3624 |
| FILED: | September 15, 2000 | EXAMINER: | Olabode Akintola |
| FOR: | A System for Aggregating Information from Enterprises Offering Items for Exchange Over a Communication Network | | |

Attorney Docket No.: BDE-001CN (431/6)
(L9090/269360)

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

RULE 1.131 DECLARATION

I, Derek Young, having first-hand knowledge of the facts recited herein, declare as follows:

1. I am one of the inventors of the subject matter disclosed and claimed in the above-referenced application.
2. I conceived and reduced to practice in the United States the invention that is claimed in the application prior to September 3, 1999.
3. The Specification identifies www.biddersedge.com as an exemplary system web site on page 18, line 3 and Figures 6-12 illustrate various web pages associated with the Bidder's Edge web site. Copies of page 18 of the Specification and Figures 6-12 are attached hereto as Exhibit A.
4. The website at www.biddersedge.com was launched prior to September 3, 1999. A copy of a web page from www.biddersedge.com that was available prior to September 3, 1999 is attached hereto as Exhibit B. Exhibit B was obtained from the Internet Archive Wayback Machine (http://web.archive.org/web/*http://biddersedge.com) on July 19, 2006.
5. Figure 6 illustrates categories (626) and search parameters (624, 628 and 630). Exhibit B illustrates the use of categories and an advanced auction search that

Serial No. 09/662,737
Rule 1.131 Declaration – Derek Young
Docket No. L9090/269360
Page 2 of 2

allowed a user to specify a category, an auction, and/or one or more keywords. Although the format of Exhibit B differs from the format of Figure 6, the categories and search functions provided by the Bidder's Edge website prior to September 3, 1999 were equivalent to those described in the specification and illustrated by Figure 6.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine, or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of any patent issuing on this application.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this _____
day of _____, 2006.

Derek Young

The viewer 118 executes on the host computer 104 to provide a graphical user interface for the system 102. In the illustrative embodiment, the viewer 118 provides a system Web site, an example of which is located at address [www.biddersedge.com]. At the system Web site, the viewer provides a plurality of Web pages that enable a shopper 5 to monitor and participate in auction activity occurring at a plurality of auction sites. The viewer 118 includes foreground process software that detects signals from the shopper access devices 108a-108d. Preferably, a shopper enters requests at a shopper access device 108a-108d by way of a mouse or keypad. The viewer 118 detects the requests and responds by displaying the requested information.

10 The pages created by the viewer 118 each provide different information to a shopper. Accordingly, the viewer 118 also enables shoppers to navigate between each of the available pages. Briefly, the GUI pages generated by the viewer 118 include a page navigation menu bar, near the top of each page, which allows the shopper to directly navigate to any of the other viewer pages. When a shopper logs into the Web site of the 15 illustrative embodiment, the viewer 118 displays a Home page to the shopper. The shopper interacts with the search engine 120 from a plurality of the pages generated by the viewer 118. An illustrative Home page, along with other illustrative GUI pages generated by the viewer 118 are discussed in further detail below with respect to

FIGURES 6-12.

20 In response to a shopper's command, the viewer 118 can invoke the search engine 120 to query the database 106 for items associated with a particular item category and/or keyword expression. Alternatively, the viewer 118 can invoke the site access facilitator 122 to enable the shopper to directly access and participate in a particular auction site

Title: System for Aggregating Information From
Enterprises Offering Items for Exchange Over a
Communication Network
Inventor(s): Mundy et al.
Serial No.: 09/428,702
Atty Docket No.: BDE-001 (431/6)
Atty/Agent: R. Stephen Rosenholm

6/12



602 Search All Auctions: 618

622 612 614 616

[home](#) | [sign out](#) | [categories](#) | [my auctions](#) | [deal watch](#) | [personalize](#) | [help](#)

My Lists

Deal Watch (2)

Gives you an early edge by alerting you when items come up for auction.

My Auctions (0)

Saves you time by keeping price & status of your shopping list all in ONE PLACE, so you avoid going to each auction separately.

Categories—626

[Antiques \(8,191\)](#)
[Beanie Babies \(69,361\)](#)
[Books & Magazines \(10,130\)](#)
[Cars, Trucks, etc. \(7,193\)](#)
[Coins & Stamps \(67,534\)](#)
[Collectibles \(185,695\)](#)
[Computers \(93,748\)](#)
[Dolls & Figures \(32,700\)](#)
[Electronics \(20,436\)](#)
[Glass, Porcelain & Pottery \(51,682\)](#)
[Home & Leisure \(80,995\)](#)
[Jewelry \(63,111\)](#)
[Memorabilia \(73,336\)](#)
[Miscellaneous \(8,429\)](#)
[Movies & Video Games \(41,043\)](#)
[Music & Instruments \(52,747\)](#)
[Sports \(20,074\)](#)
[Sports Memorabilia \(247,673\)](#)
[Toys \(90,683\)](#)
[Travel \(7,297\)](#)

600

What We Do

Bidder's Edge is a free service which allows you to search across many auction sites at once. We provide historical pricing to help you determine if you are getting a good deal, and allow you to monitor ongoing auctions and watch for items in upcoming auctions.

Hot Auctions

[Football Season!](#)

624 620 Using All of the words At Auction [All Auctions](#)

628

630

603

[home](#) | [sign out](#) | [my auctions](#) | [bid history](#) | [deal watch](#) | [personalize](#) | [help](#)
[feedback](#) | [about bidder's edge](#) | [privacy policy](#) | [disclaimer](#)

FIG. 6

Title: System for Aggregating Information From
Enterprises Offering Items for Exchange Over a
Communication Network
Inventor(s): Mundy et al.
Serial No.: 09/428,702
Atty Docket No.: BDE-001 (431/6)
Atty/Agent: R. Stephen Rosenblum

7/12



We Give You the Edge at Online Auctions

home | sign in | categories | my auctions | deal watch | personalize | help

604 606 608 610 612 614 616

622 Search All Auctions:
602 618

You are here: Bidder's Edge > All Categories

Auctions for: "sony speakers" 722

Search Results 724

Show Both Merchant and Person-To-Person Items

726a Person-To-Person Items ONLY

726b Merchant Items ONLY

726c Person-To-Person Items ONLY

Explain the difference between the Auction Types

Matching Categories 730

Click on a category to narrow your search.

700

Computers (5) 728
Electronics (32)

Current Auctions 704 702 718 720

= add to MyAuctions = add to Item Watch

Electronics > Audio > Speakers

- Sony SRS-A15 3 Watt Powered Speaker System @ Yahoo (Person-to-Person) \$29.95 10/24, 04:32 AM
- Sony SRS-A15 3 Watt Powered Speaker System @ Yahoo (Person-to-Person) \$29.95 10/24, 04:32 AM

706 Approx. Bid

708 Close (EDIT)

710 Past Prices

712 Tools

714 716



Search 620

Find descriptions containing: Narrow your search further: TIPS

sony speakers

Using All of the words,

At Auction All Auctions

624 628

630

603

home | sign in | my auctions | bid history | deal watch | personalize | help
feedback | about bidder's edge | privacy policy | disclaimer

FIG. 7

Title: System for Aggregating Information From Enterprises Offering Items for Exchange Over a Communication Network
Inventor(s): Mundy et al.
Serial No.: 09/428,702
Atty Docket No.: BDE-001 (431/6)
Atty/Agent: R. Stephen Rosenholm

8/12



Bidder's Edge

We Give You the Edge at Online Auctions

622 Search All Auctions:



Find It

618

602

[home](#) | [sign out](#) | [categories](#) | [my auctions](#) | [deal watch](#) | [personalize](#) | [help](#)

604 606 608 610 612 614 616

You are here: [Bidder's Edge](#) > [My Auctions](#)

800

818

802

Update Now

My Lists

Deal Watch (0)

Gives you an early edge by alerting you when items come up for auction.

My Auctions (3)

[806](#) You are here now.

HOT Auctions

Football Season!

Bid History

[820](#) Past Auctions which you have monitored using "My Auctions".

Categories

Antiques (8,169)

Beanie Babies (92,394)

Books & Magazines

(108,437)

Cars, Trucks, etc. (7,162)

Coins & Stamps (68,396)

Collectibles (185,272)

Computers (92,199)

Dolls & Figures (32,854)

Electronics (20,632)

Glass, Porcelain &

Pottery (51,046)

Home & Leisure (80,973)

Jewelry (63,869)

Memorabilia (72,993)

Miscellaneous (8,468)

Movies & Video Games

(41,815)

Music & Instruments

(53,269)

Sports (20,212)

Sports Memorabilia

(245,176)

Toys (90,737)

My Auctions

Current as of Friday, October 22, 04:25 PM EDT

removes from My Auctions

= add to ItemWatch

Click here to change your timezone

Sony SRS-A15 3 Watt Powered Speaker System

= Yahoo

2 left @ \$29.95

Closes Sun, Oct 24, 12:45 PM EDT

804

No price history yet

808

810a

You have not bid.

SONY AM/FM RADIO w/Speaker and Earphone

= Amazon

1 left @ \$6.50

Closes Sun, Oct 24, 5:34 PM EDT

816

No price history yet

Please click here to record your Amazon account info,

so you can track your bids.

812

814

816

818

820

822

824

826

828

830

832

834

836

838

840

842

844

846

848

850

852

854

856

858

860

862

864

866

868

870

872

874

876

878

880

882

884

886

888

890

892

894

896

898

900

902

904

906

908

910

912

914

916

918

920

922

924

926

928

930

932

934

936

938

940

942

944

946

948

950

952

954

956

958

960

962

964

966

968

970

972

974

976

978

980

982

984

986

988

990

992

994

996

998

1000

1002

1004

1006

1008

1010

1012

1014

1016

1018

1020

1022

1024

1026

1028

1030

1032

1034

1036

1038

1040

1042

1044

1046

1048

1050

1052

1054

1056

1058

1060

1062

1064

1066

1068

1070

1072

1074

1076

1078

1080

1082

1084

1086

1088

1090

1092

1094

1096

1098

1100

1102

1104

1106

1108

1110

1112

1114

1116

1118

1120

1122

1124

1126

1128

1130

1132

1134

1136

1138

1140

1142

1144

1146

1148

1150

1152

1154

1156

1158

1160

1162

1164

1166

1168

1170

1172

1174

1176

1178

1180

1182

1184

1186

1188

1190

1192

1194

1196

1198

1200

1202

1204

1206

1208

1210

1212

1214

1216

1218

1220

1222

1224

1226

1228

1230

<input

Title: System for Aggregating Information From
Enterprises Offering Items for Exchange Over a
Communication Network
Inventor(s): Mundy et al.
Serial No.: 09/428,702
Atty Docket No.: BDB-001 (431/6)
Atty/Agent: R. Stephen Rosenblum

9/12

622

602

(Search All Auctions: 618)



We Give You the Edge at Online Auctions

[home](#) | [sign out](#) | [categories](#) | [my auctions](#) | [deal watch](#) | [personalize](#) | [help](#)

604

606

608

610

612

614

616

You are here: [Bidder's Edge](#) > [Deal Watch](#)

900

Market Watch Added

The Market Watch specified has been successfully added.

My Lists

Deal Watch (2)

You are here now.

My Auctions (3)

Saves you time by keeping price & status of your shopping list all in ONE PLACE, so you avoid going to each auction separately.

HOT Auctions

Football Season!

Categories - 626

Antiques (6,201)

Beanie Babies (93,235)

Books & Magazines

(109,630)

Cars, Trucks, etc. (7,222)

Coins & Stamps (69,341)

Collectibles (186,052)

Computers (93,604)

Dolls & Figures (32,604)

Electronics (20,848)

Glass, Porcelain &

Pottery (51,406)

Home & Leisure (80,982)

Jewelry (64,216)

Memorabilia (73,627)

Miscellaneous (6,427)

Movies & Video Games

(42,053)

Music & Instruments

(53,778)

Sports (20,306)

Deal Watch

Get a daily report via email of ALL Auction offering items satisfying a search. This is called Market Watch™

Get notified via email when a specific item will be up for a bid at a specific auction site. This is called Item Watch™

Market Watch - 1 searches watched

- Search all auctions for "sony speaker" (all words)

Item Watch - 1 specific items being watched

- **SONY AM/FM RADIO w/Speaker and Earphone**
Amazon No price history yet.

Search

Find descriptions containing:

620

Narrow your search further: [Tips](#)

Using [All of the words](#) ▼

At Auction [All Auctions](#) ▼

624

628

630

624

628

603

[home](#) | [sign out](#) | [my auctions™](#) | [bid history™](#) | [deal watch™](#) | [personalize](#) | [help](#)
[feedback](#) | [about bidder's edge](#) | [privacy policy](#) | [disclaimer](#)

FIG. 9

Title: System for Aggregating Information From
Enterprises Offering Items for Exchange Over a
Communication Network
Inventor(s): Mundy et al.
Serial No.: 09/428,702
Atty Docket No.: BDE-001 (431/6)
Atty/Agent: R. Stephen Rosenholm

10/12



622 Search All Auctions: 618
602

home | sign out | categories | my auctions | deal watch | personalize | help

604 606 608 610 612 614 616

You are here: [Bidder's Edge](#) > Personalize

1000

Personalization

Personal Information Updated

Your personal information ([First Name] [Last Name] [Email Address]) has been updated.

You May Change Your Password

1002

Bidder's Edge will never provide any of your personal information to anyone else without your explicit authorization. Period. You can find out more in our [privacy policy](#).

Your Login:

newusr 1004

Change your Password:

(required) 1006

Repeat Your Password:

(required) 1008

Submit All 1010

Personal Information 1012

Entering personal information will allow us to make your Bidder's Edge experience more personal. Press the "Submit All" button when you are done.

1018 First Name New 1014 Last Name User 1016

Send notifications to me via EMAIL at rosenhrs @ tbt.com (Required for DealWatch Email notifications) 1022

Send notifications to my ICQ address at (Required for DealWatch ICQ notifications - or pagers) 1024

Submit All 1026

Time Zone Specification 1028

The TimeZone setting will allow you use the site in the time zone of your choice. Press the "Submit All" button when you are done.

Time Zone EDT-Eastern Daylight Time ▾ 1030

Submit All 1032

FIG. 10

Title: System for Aggregating Information From
Enterprises Offering Items for Exchange Over a
Communication Network
Inventor(s): Mundy et al.
Serial No.: 09/428,702
Atty Docket No.: BDE-001 (431/6)
Atty/Agent: R. Stephen Rosenholm

11/12



You are here: [Bidder's Edge](#) > Categories

Categories

[Send us Feedback!](#)

Index

1102

1104

Antiques Beanie Babies Books & Magazines Cars, Trucks, etc. Coins & Stamps
Collectibles Computers Dolls & Figures Electronics Glass, Porcelain & Pottery
Home & Leisure Jewelry Memorabilia Miscellaneous Movies & Video Games
Music & Instruments Sports Sports Memorabilia Toys Travel Other

FIG. 11

Title: System for Aggregating Information From
Enterprises Offering Items for Exchange Over a
Communication Network
Inventor(s): Mundy et al.
Serial No.: 09/428,702
Atty Docket No.: BDE-001 (431/6)
Atty/Agent: R. Stephen Rosenholm

12/12



Bidder's Edge

We Give You the Edge at Online Auctions

622
602 Search All Auctions: 618
Find It!

| | | | | | | |
|------|---------|------------|-------------|------------|-------------|------|
| home | sign in | categories | my auctions | deal watch | personalize | help |
| 604 | 606 | 608 | 610 | 612 | 614 | 616 |

You are here: [Bidder's Edge](#) > [Sign In](#)

1200

Logged Out Successfully

You are now logged out! Goodbye and please come back soon.

Member Sign In (New Users Click [Here](#) to register!)

Signing In will give you access to your My Auctions List and your DealWatch notification capabilities. Press the "Submit All" button when you are done.

Your Member Name 1202

Your Password 1204

Save this information into the current Browser

Submit All 1206

603

[home](#) | [sign in](#) | [my auctions™](#) | [bid history™](#) | [deal watch™](#) | [personalize](#) | [help](#)
[feedback](#) | [about bidder's edge](#) | [privacy policy](#) | [disclaimer](#)
Copyright © 1998-1999 Bidder's Edge, Inc. All Rights Reserved.

FIG. 12